



prescribing information or interfere or conflict with ongoing label discussions with the FDA" and to "review for violations of promotional/advertising regulations and consider information gained through surveillance of the external environment." Ex. A at pp. 4-5. In fulfilling this role, the Regulatory Affairs department deals directly with Lilly's marketing teams -- not Lilly's sales force.

4. Representatives of the Regulatory Affairs department occasionally attend meetings at which sales representatives are present. For instance, if requested by the marketing department, a Regulatory Affairs representative may attend a sales training meeting. However, the purpose of attending such a meeting is to provide guidance to the marketing department to make sure any information the marketing department provides to sales representatives meets FDA requirements. The Regulatory Affairs department does not present information or provide guidance to sales representatives at training meetings or any other meetings at which sales representatives are present.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this 27 day of June, 2008, at Indianapolis, Indiana.

Michelle Sharp